

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Aug 09, 2023**

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

DONALD R. T.,<sup>1</sup>

Plaintiff,

v.

KILOLO KIJAKAZI, ACTING  
COMMISSIONER OF SOCIAL  
SECURITY,

Defendant.

NO: 4:23-cv-05015-LRS

ORDER GRANTING STIPULATED  
MOTION TO REMAND

BEFORE THE COURT is the parties' Stipulated Motion to Remand, ECF  
No. 15. Based on the stipulation of the parties, the Court finds good cause to grant

---

<sup>1</sup> The court identifies a plaintiff in a social security case only by the first name and last initial in order to protect privacy. *See* LCivR 5.2(c).

1 the motion. Accordingly, pursuant to the stipulation, **IT IS HEREBY**

2 **ORDERED:**

3 1. Defendant's Stipulated Motion for Remand, **ECF No. 15** is **GRANTED**.

4 2. This case is **REVERSED** and **REMANDED** for further administrative  
5 proceedings pursuant to sentence four of 42 U.S.C. § 405(g).

6 3. On remand, the Appeals Council will remand the case to an Administrative  
7 Law Judge in order to:

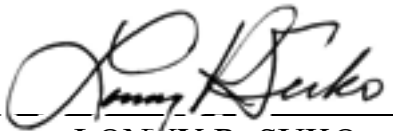
- 8 • Reevaluate the persuasiveness of all medical opinions and prior  
9 administrative medical findings, including the assessments of Robert  
10 Hander, M.D., and Christopher Snyder, D.O., under the supportability  
11 and consistency factors of the applicable regulations;
- 12 • Continue the sequential evaluation, including reassessing Plaintiff's  
13 residual functional capacity finding and, as necessary, obtaining  
14 vocational expert evidence; and
- 15 • Offer Plaintiff the opportunity for a hearing, take further action to  
16 complete the administrative record resolving the above issues, and issue a  
17 new decision.

18 4. Upon proper presentation, this Court will consider Plaintiff's application  
19 for costs, expenses, and reasonable attorney's fees under the Equal Access to  
20 Justice Act, 28 U.S.C. § 2412(a), (d).

1 5. Plaintiff's Opening Brief, **ECF No. 7**, and the hearing and remaining  
2 briefing schedule are **VACATED** as moot.

3 **IT IS SO ORDERED.** The District Court Clerk is directed to enter this  
4 Order and provide copies to counsel. Judgment shall be entered for Plaintiff and  
5 the file shall be **CLOSED**.

6 **DATED** August 9, 2023.

7   
8 \_\_\_\_\_  
LONNY R. SUKO  
9 Senior United States District Judge